

# MANDATE

UNITED STATES COURT OF APPEALS  
FOR THE  
SECOND CIRCUIT

1:16-cv-06255-CM

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 14<sup>th</sup> day of August, two thousand and seventeen.

Before: John M. Walker, Jr.,  
Debra A. Livingston,  
Gerard E. Lynch,  
*Circuit Judges.*

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
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DATE FILED: Sept. 6, 2017

Hermés of Paris, Inc.,

Petitioner - Appellee,

v.

Matthew Swain,

Respondent - Appellant.

**JUDGMENT**

Docket No. 16-3182

The appeal in the above captioned case from a judgment of the United States District Court for the Southern District of New York was argued on the district court's record and the parties' briefs. Upon consideration thereof,

IT IS HEREBY ORDERED, ADJUDGED and DECREED that the judgment of the district court is AFFIRMED.

For The Court:

Catherine O'Hagan Wolfe,  
Clerk of Court

  
Catherine O'Hagan Wolfe

A True Copy

Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

  
Catherine O'Hagan Wolfe



MANDATE ISSUED ON 09/06/2017